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OFFICE OF PETITIONS

In re Patent No. 7,062,359 : DECISION ON REQUEST FOR
Hans Bjorklund : RECONSIDERATION OF
Issue Date: June 13, 2006 : PATENT TERM ADJUSTMENT
Application No. 10/025,963 : and
Filed: December 26, 2001 : NOTICE OF INTENT TO ISSUE
Atty Docket No. 66291-0311-2 : CERTIFICATE OF CORRECTION

This is a decision on REQUEST FOR CORRECTION TO PATENT TERM ADJUSTMENT filed September 12, 2006.

The request for reconsideration of the patent term adjustment under § 1.705(d) is GRANTED.

The patent term adjustment indicated in the patent is to be corrected by issuance of a certificate of correction showing a revised Patent Term Adjustment of eight hundred fifty-seven (857) days.

On June 13, 2006, application No. 10/025,963 matured into Patent No. 7,062,359. The Patent issued with a revised Patent Term Adjustment (PTA) of 737 days. By decision mailed September 8, 2006, the initial REQUEST FOR CORRECTION TO PATENT TERM ADJUSTMENT filed June 1, 2006 was dismissed. Patentee did not show that the reduction of 120 days for resubmitting drawings at the request of the Office was not allowed. The record did not support a conclusion that this was a mere resubmittal of drawings because the drawings received after the mailing of the

notice of allowance were different from the earlier-filed drawings.

On instant request for reconsideration, patentee explained that the drawings filed after the mailing of the notice of allowance were intended to be the same drawing as the earlier-filed drawing. Through applicant error another version of the drawing was supplied. Nonetheless, the required replacement sheet had been filed in the Office on August 4, 2004.

Upon reconsideration, it is concluded that the period of reduction of 120 days is not warranted and is being removed.

The application file is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction in order to rectify this error. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by eight hundred fifty-seven **(857)** days.

Telephone inquiries specific to this decision may be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson", with a long horizontal flourish extending to the right.

Nancy Johnson
Senior Petitions Attorney
Office of Petitions

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,062,359 B2

DATED : June 13, 2006

INVENTOR(S) : Bjorklund

DRAFT

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by (737) days

Delete the phrase "by 737" and insert – by 857 days--